

COMMONWEALTH OF MASSACHUSETTS

U.S. DISTRICT COURT

DISTRICT OF MASSACHUSETTS
CIVIL ACTION NO
05-10969-NMG

NATIONAL ELECTRICAL BENEFIT FUND
BY ITS TRUSTEES, JON F. WALTERS AND
D.R. BORDEN, JR.
(Plaintiff)

v.

TRUSTEE'S ANSWER

UPPER CAPE ELECTRICAL, INC.
(Defendant)

TD BANKNORTH, N.A.
(Trustee Defendant)

Now comes TD Banknorth, N.A., by and through its keeper of the books and records, and says:
At the time of service of the Summons, the alleged Trustee had goods, effects, or credits of the
named Defendant available for attachment in the amount of \$5,870.88 standing in the name
Upper Cape Electrical, Inc. with respect to which the Bank wishes to submit to the court, pursuant
to M.G. L. c. 243 14, the question whether the Bank is chargeable as trustee upon such facts.

SIGNED UNDER THE PENALTIES OF PERJURY THIS 25th DAY OF AUGUST 2005.

TD BANKNORTH, N.A.

BY: 

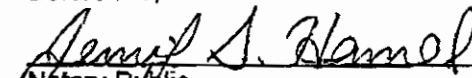
James B. Everhart
Legal Assistant
Legal Department
TD Banknorth, N.A.

STATE OF MAINE
CUMBERLAND, SS.

August 25, 2005

Personally appeared the above-named James B. Everhart, who acknowledged that the foregoing
Disclosure was true to the best of his knowledge and belief.

Before me,


Notary Public
Jennifer S. Hamel
My Commission Expires August 12, 2006